

THE COMMITTEE ON  
RULES, FINANCE, AND INTERGOVERNMENTAL RELATIONS  
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO  
(MAYOR DICK MURPHY, CHAIRPERSON)

<b>Action Items for meeting of Wednesday, January 21, 2004</b>
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**Approval of the Record of Action Items for December 3, 2003.**

*The Committee voted 4-0 to approve the draft Record of Action Items. (Motion: Atkins; Second: Peters; Not Present: Maienschein)*

**ITEM-1: Discussion re: Proposed Changes to the San Diego Municipal Election Campaign Control Ordinance.**

*See attached chart.*

**ITEM-2: Discussion re: City of San Diego's Proposed 2004 Federal Appropriation Priorities.**

*The Committee voted 5-0 to approve the City Manager's recommendations contained in Mr. Poat's January 15, 2004, memo with the highest priority given to the SR 56 connectors, the I-15 managed lanes, the Mission Valley east light rail extension, and the 8th Avenue grade separation. (Motion: Madaffer; Second: Peters)*

**ITEM-3: Biannual Report on the Status of the Community Forest Initiative.**

*The Committee voted 5-0 to accept the report. (Motion: Madaffer; Second: Peters)*

**ITEM-4: Biannual Report on the Status of the Conversion of Street Lighting from Low Pressure Sodium Vapor to High Pressure Sodium Vapor.**

*The Committee voted 5-0 to accept the report. (Motion: Peters; Second: Atkins)*

Ethics Commission (“EC”) Proposal	Motion	M	1	3	5	7	Result
Public Financing of City Elections.	Motion to ask the EC to bring back the public campaign financing item for discussion at a future Rules meeting and to ask the EC to prepare a proposed ballot initiative (for a future ballot) to ask the citizens of San Diego to consider supporting public campaign financing. (Atkins,Peters).	N	Y	Y	N	N	Motion fails. The Rules Committee declined to act on the public financing part at this time. This proposal will not go forward to the full Council.
April Boling’s Proposal	Motion	M	1	3	5	7	Result
Regarding the alternative proposal to adopt the State Political Reform Act with exceptions as outlined in April Boling’s letter of January 16, 2004 (The “Boling” proposal).	Motion to ask the EC and Ms. Boling to prepare a detailed side-by-side comparison of (1) existing ECCO; (2) ECCO as amended by the items passed today; and (3) the Boling proposal; and to return back for discussion at a future Rules Committee meeting.(Madaffer, Maienschein)	N	Y	Y	Y	Y	Motion passes.

	Ethics Commission (“EC”) Proposals	Motion	M	1	3	5	7	Result
1	Checking Accounts, Petty Cash Funds, and Liquidation of Accounts - The proposed changes would amend these sections to reflect that they are only applicable to candidate controlled committees.	Approve the EC proposal. (Peters, Atkins)	Y	Y	Y	Y	Y	EC proposal approved.
2	Credit Card Accounts - The Commission proposes enacting a new section that allows controlled committees to maintain a credit card account with an outstanding balance of up to \$10,000, and require the candidate to be personally responsible for the credit card debt.	Approve the EC proposal. (Peters, Murphy)	Y	Y	N	N	N	EC proposal rejected. No further action.
3	Surplus Campaign Funds - The Commission proposes adding a new section to regulate the use of surplus campaign funds.	Approve the EC proposal. (Atkins, Peters)	Y	Y	Y	Y	Y	EC proposal approved.
	Ethics Commission (“EC”) Proposals	Motion	M	1	3	5	7	Result

4	Mass Mailings- The Commission proposes adding a new section to require all mass mailings to include the identity of the committee responsible for sending the mailing.	Approve the EC proposal. (Madaffer, Peters)	Y	Y	Y	Y	Y	EC proposal approved.
5	Reimbursed Contributions- The Commission proposes requiring contributors to any committee (other than a general purpose recipient committee) to make a written statement under penalty of perjury confirming that they have not been reimbursed for their contributions.	Require remit envelopes to include a statement indicating reimbursement is illegal.(Peters, Atkins)	Y	Y	Y	Y	Y	Rules Cmte. modification approved.
6a	Campaign Statements and Disclosures - Contributors must be listed alphabetically.	Approve this EC proposal. (Madaffer, Peters)	Y	Y	Y	Y	Y	Only these two EC proposals were approved. No action on other two items.
6b	Campaign Statements and Disclosures - General purpose recipient committees must re-report contributions that they attribute to individuals.	Approve this EC proposal. (Peters, Madaffer)	Y	Y	Y	Y	Y	
7	Electronic Filing - Committees that receive contributions or make expenditures in excess of \$10,000 will be required to file campaign statements electronically as soon as it is practical and financially feasible to implement an electronic filing system.	Approve this EC proposal. (Madaffer, Peters)	Y	Y	Y	Y	Y	EC proposal approved.
8a	Contribution Limits- The Commission proposes to maintain the current level of \$250 per election for City Council races.	Approve this EC proposal but index for inflation, adjusted annually, and round to the nearest ten dollars. Effective Jan 1st each year. (Peters, Murphy)	Y	Y	N	N	Y	EC proposal (as modified) approved.
8b	Contribution Limits- The Commission proposes to increase contribution limits to \$300 per election for the offices of Mayor and City Attorney.	Approve this EC proposal but index for inflation, adjusted annually, and round to the nearest ten dollars. Effective Jan 1st each year. (Peters, Madaffer)	N	Y	N	Y	Y	EC proposal (as modified) approved.

	Ethics Commission (“EC”) Proposals	Motion	M	1	3	5	7	Result
8c	Contribution Limits - the Commission proposes that each general purpose recipient committee may accept up to \$250 per contributor per calendar year for use in City candidate elections.	Approve this EC proposal but index for inflation, adjust annually, and round to the nearest ten dollars. Effective Jan 1st each year. (Peters, Murphy)	Y	Y	N	Y	Y	EC proposal (as modified) approved.
9	Recall Elections- Proposal to clarify (1) that an officeholder subject to a recall may begin collecting contributions as soon as the committee seeking the recall is able to begin collecting contributions and (2) a contribution for a recall election does not count toward the contribution limit for other elections.	Approve these EC proposals. (Peters, Madaffer)	Y	Y	Y	Y	Y	EC proposals approved.
10	Time Periods of Contributions - The Commission proposes that contributions may be collected only within 9 months before an election for City Council, and 12 months before an election for Mayor or City Attorney; and 90 days following withdrawal, defeat, or election to office.	Approve but change the time period to 12 months before and 180 days after for <u>all</u> elections. (Atkins, Peters)	Y	Y	Y	N	N	EC proposal (as modified) approved.
11	Loans - The Commission proposes limiting the amount a candidate may loan to his or her committee. Council District Candidates (\$15,000). Candidates for Mayor and City Attorney (\$25,000). These limits apply to total outstanding loans at any one time. There would be no limit to the amount a candidate may contribute to his or her own campaign.	Approve but change the limit to \$100,000 for <u>all</u> candidates. (Peters, Murphy).	Y	Y	N	N	Y	EC proposal (as modified) approved.
12a	Family Contributions - This proposed new section would clarify that contributions by a husband and wife are not aggregated.	Approve this section only. (Peters, Atkins)	Y	Y	Y	Y	Y	EC proposal approved.

12b	Family Contributions - This proposed new section would also clarify that contributions by minor children are attributed to the parents.	Approve this section only. (Peters, no second)	*	*	*	*	*	Motion fails for lack of second.
	Ethics Commission ("EC") Proposals	Motion	M	1	3	5	7	Result
13	Prohibition on Contributions from Organizations - The proposed changes to this provision generally consist of clean-up required for conformance with other proposed changes to ECCO. They also clarify the existing prohibition against accepting contributions drawn against a bank account or credit card belonging to any type of organization.	Approve this EC proposal. (Atkins, Madaffer)	Y	Y	Y	Y	Y	EC proposal approved.
14	Extensions of Vendor Credit - Maintain the requirement that candidates and committees pay for goods or services within 90 days. The Commission proposes adding language to clarify how committees with good faith disputes may obtain relief from the 90-day requirement and to clarify that this provision does not apply to credit card debt.	Motion to approve this EC proposal but change the time to 180 days. (Atkins, Murphy)	Y	N	Y	Y	Y	EC proposal (as modified) approved.
15	Legal Defense Fund- This proposal would allow individuals to make contributions to a legal defense fund, over and above campaign contributions, limited to \$250 per calendar year (separate from the limits for campaign contributions). Contributions from organizations are prohibited. Contributions must be accepted by a controlled committee the officeholder has created for a City election. The committee must maintain a separate ledger for the legal defense fund. Contributors must designate in writing that the contribution is for a legal defense fund. Contributions and expenditures associated with a legal defense fund must be disclosed on campaign statements. Contributions to a legal defense fund cannot be used to pay a fine, and cannot be transferred to another committee.	Approve the EC proposal. (Madaffer, Peters)	N	Y	Y	N	Y	EC proposal approved.